

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

ANU BHARDWAJ,

X

08-cv-6059(dab)

Plaintiff,

**MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

v.

DEBORA A. GUTHRIE, JOSEPH F. KELLY, JR.,  
ESQUIRE, CAPITOL HEALTH ADVISORS, LP,  
CAPITOL HEALTH GLOBAL, INC., CAPITOL  
HEALTH GLOBAL, LLC, CAPITOL HEALTH, INC.,  
CAPITOL HEALTH CONSULTANTS, INC., CAPITOL  
HEALTH MANAGEMENT COMPANY LLC,  
CAPITOL HEALTH MANAGEMENT CORPORATION,  
CAPITOL HEALTH PARTNERS, LP, CAPITOL  
HEALTH MANAGEMENT COMPANY II, INC.,  
CAPITOL HEALTH PARTNERS III, LP, CAPITOL  
HEALTH ADVISORS III, LLC, CAPITOL HEALTH  
MANAGEMENT COMPANY III, INC., ABC  
CORPORATIONS, XYZ PARTNERSHIPS/LIMITED  
PARTNERSHIPS, JANE DOE AND RICHARD ROE,

Defendants.

X

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for  
the Southern and Eastern Districts of New York, I, Todd E. Duffy, a member in good  
standing of the bar of this Court, hereby move for an Order allowing the admission *pro  
hac vice* of :

Cherie K. Durand  
Hulsey Law Group  
Charleston Harbor  
2 Wharfside 3  
Charleston, South Carolina 29401  
Tel: (843) 723-5303  
Fax: (843) 723-5307

Cherie K. Durand is a member in good standing of the Bars of the State of South Carolina  
and the State of Virginia. *See* Exhibit A, annexed hereto. There are no pending

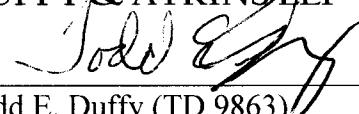
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disciplinary proceedings against Cherie K. Durand in any State or Federal court. In addition, Cherie K. Durand was admitted *pro hac vice* in a case pending before this Court, captioned *Ovesen v. Mitsubishi et al.*, Civil Case No. 04-cv-02849 (JGK), on February 26, 2008.

Dated: July 29, 2008  
New York, New York

Respectfully submitted,

DUFFY & ATKINS LLP

  
\_\_\_\_\_  
Todd E. Duffy (TD 9863)

Seven Penn Plaza, Suite 420  
New York, New York 10001  
Tel: (212) 268-2685  
Fax: (212) 500-7972

## **EXHIBIT A**

# The Supreme Court of South Carolina

## Certificate of Good Standing

I, Daniel E. Shearouse, Clerk of the Supreme Court of South Carolina, do hereby certify that Cherie K. Durand was duly sworn and admitted as an attorney in this state on April 1, 2008, and is currently an active member of the South Carolina Bar.

DANIEL E. SHEAROUSE, CLERK

BY *Gayle B. Wootts*  
DEPUTY CLERK FOR BAR ADMISSIONS

Columbia, South Carolina

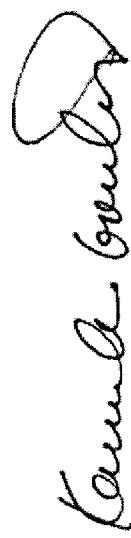
July 17, 2008



## VIRGINIA STATE BAR

### CERTIFICATE OF GOOD STANDING

*This is to certify that CHERIE KAY DIBBELL DURAND is an active member of the Virginia State Bar in good standing. MRS. DURAND was licensed to practice law in Virginia on OCTOBER 5, 1990, after successfully passing the bar examination given by the Virginia Board of Bar Examiners.*

A handwritten signature in black ink, appearing to read "Karen Gould".

Karen A. Gould  
Executive Director and  
Chief Operating Officer

Issued July 21, 2008

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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ANU BHARDWAJ,

X

08-cv-6059(dab)

Plaintiff,

v.

DEBORA A. GUTHRIE, JOSEPH F. KELLY, JR.,  
ESQUIRE, CAPITOL HEALTH ADVISORS, LP,  
CAPITOL HEALTH GLOBAL, INC., CAPITOL  
HEALTH GLOBAL, LLC, CAPITOL HEALTH, INC.,  
CAPITOL HEALTH CONSULTANTS, INC., CAPITOL  
HEALTH MANAGEMENT COMPANY LLC,  
CAPITOL HEALTH MANAGEMENT CORPORATION,  
CAPITOL HEALTH PARTNERS, LP, CAPITOL  
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MANAGEMENT COMPANY III, INC., ABC  
CORPORATIONS, XYZ PARTNERSHIPS/LIMITED  
PARTNERSHIPS, JANE DOE AND RICHARD ROE,

Defendants.

---

X

**Todd E. Duffy**, being duly sworn hereby deposes and says as follows:

1. I am a member of the law firm of Duffy & Atkins LLP, counsel for Plaintiff in the above captioned action. I am familiar with the proceedings in this case. I make this statement based on my personal knowledge of the facts set forth herein and in support of Plaintiff's motion to admit Cherie K. Durand as counsel *pro hac vice* to represent Plaintiff in this matter.

2. I am a member in good standing of the bars of the State of New York and New Jersey and was admitted to practice law in New York in 2000 and in New Jersey in 1999. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court.

**AFFIDAVIT OF TODD E.  
DUFFY IN SUPPORT OF  
MOTION TO ADMIT  
COUNSEL *PRO HAC VICE***

3. I have known Cherie K. Durand, a member of the Hulsey Law Group, since 2007 and have found her to be a skilled attorney and a person of integrity. She is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure. In addition, Cherie K. Durand has been admitted *pro hac vice* in a matter presently pending before the Court, captioned *Ovesen v. Mitsubishi et al.*, Civil Case No. 04-cv-02849 (JGK).

4. Accordingly, I am pleased to move the admission of Cherie K. Durand, *pro hac vice*.

5. I respectfully submit a proposed order granting the admission of Cherie K. Durand, *pro hac vice*, which is attached hereto as Exhibit A.

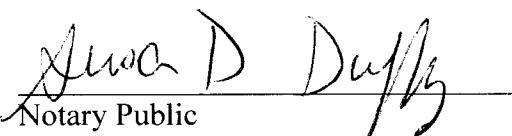
**WHEREFORE** it is respectfully requested that the motion to admit Cherie K. Durand, *pro hac vice*, to represent Plaintiff in the above captioned matter, be granted.

Respectfully submitted,

Dated: August 5, 2008  
New York, New York

  
\_\_\_\_\_  
Todd E. Duffy (TD 9863)

Sworn before me this  
5<sup>th</sup> day of August, 2008

  
\_\_\_\_\_  
Notary Public

**SUSAN D. DUFFY**  
Notary Public, State of New York  
No. 02DL6168953  
Qualified in Queens County  
Commission Expires June 18, 2011

## **EXHIBIT A**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

ANU BHARDWAJ

Plaintiff,

08 cv 6059 (dab )

- against -

DEBORA A. GUTHRIE, ET AL. Defendant.

**ORDER FOR ADMISSION  
PRO HAC VICE  
ON WRITTEN MOTION**

Upon the motion of Todd E. Duffy attorney for Plaintiff Anu Bhardwaj and said sponsor attorney's affidavit in support;

**IT IS HEREBY ORDERED** that

Applicant's Name:	Cherie K. Durand
Firm Name:	Hulsey Law Group
Address:	2 Wharfside 3
City/State/Zip:	Charleston, South Carolina 29401
Telephone/Fax:	(843) 723-5303
Email Address:	chdurand@hulseylitigationgroup.com

is admitted to practice pro hac vice as counsel for Plaintiff Anu Bhardwaj in the above captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case Filing (ECF) system, counsel shall immediately apply for an ECF password at [nysd.uscourts.gov](http://nysd.uscourts.gov). Counsel shall forward the pro hac vice fee to the Clerk of Court.

Dated:  
City, State:

\_\_\_\_\_  
United States District/Magistrate Judge

DUFFY & ATKINS LLP

Seven Penn Plaza, Suite 420

New York, New York 10001

Todd E. Duffy (TD 9863)

James E. Atkins (JA 4922)

Dennis J. Nolan (DN 0853)

*Attorneys for Anu Bhardwaj*

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

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ANU BHARDWAJ,

**08-cv-6059 (dab)**

Plaintiff,

v.

**AFFIDAVIT OF SERVICE**

DEBORA A. GUTHRIE, JOSEPH F. KELLY, JR.,  
ESQUIRE, CAPITOL HEALTH ADVISORS, LP,  
CAPITOL HEALTH GLOBAL, INC., CAPITOL  
HEALTH GLOBAL, LLC, CAPITOL HEALTH,  
INC., CAPITOL HEALTH CONSULTANTS, INC.,  
CAPITOL HEALTH MANAGEMENT COMPANY  
LLC, CAPITOL HEALTH MANAGEMENT  
CORPORATION, CAPITOL HEALTH PARTNERS,  
LP, CAPITOL HEALTH MANAGEMENT  
COMPANY II, INC., CAPITOL HEALTH  
PARTNERS III, LP, CAPITOL HEALTH ADVISORS  
III, LLC, CAPITOL HEALTH MANAGEMENT  
COMPANY III, INC., ABC CORPORATIONS,  
XYZ PARTNERSHIPS/LIMITED PARTNERSHIPS,  
JANE DOE AND RICHARD ROE,

Defendants.

-----X  
STATE OF NEW YORK )  
: ss.:  
COUNTY OF NEW YORK )

SASHA L. MARTIN, being duly sworn and deposed says:

1. I am not a party to this action, am over eighteen years of age and reside in Bronx, New York.
2. That on the 5<sup>th</sup> day of August, 2008, I caused a true and correct copy of the following:
  - Motion To Admit Cherie K. Durand as Counsel *Pro Hac Vice*;

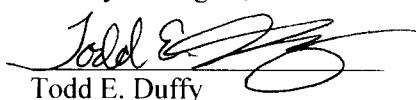
- Affidavit Of Todd E. Duffy In Support Of Motion To Admit Cherie K. Durand as Counsel *Pro Hac Vice*; and
- Order For Admission *Pro Hac Vice* On Written Motion.

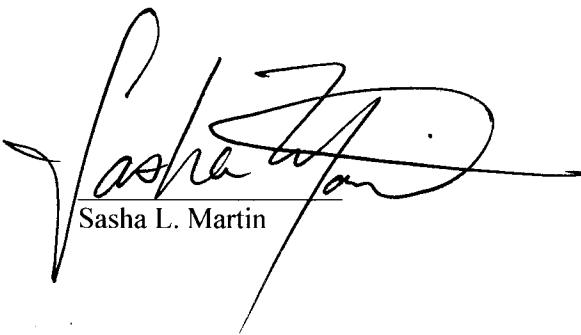
to be served by United States postal mail, postage prepaid upon the following:

Jonathan D. Perry, Esq.  
Dechert LLP  
1095 Avenue of the Americas  
New York, New York 10036  
*Attorneys for Defendants*

Dated: August 5, 2008  
New York, New York

Sworn to before me this  
5th day of August, 2008

  
Todd E. Duffy

  
Sasha L. Martin

TODD ERIC DUFFY  
Notary Public, State of New York  
No. 02DU6047594  
Qualified in New York County  
Commission Expires Sept. 5, 2010